

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JONATHAN GABRIELLI,  
Plaintiff,

v.

MOTOROLA MOBILITY LLC,  
Defendant.

Case No. 24-cv-09533-JST

**SCHEDULING ORDER**

The Court hereby sets the following case deadlines pursuant to Federal Rule of Civil Procedure 16 and Civil Local Rule 16-10. As discussed at today's conference, the parties will submit a proposed scheduling order that includes the following case deadlines and supplements them with additional case deadlines.

Event	Deadline
Deadline to add parties or amend the pleadings <sup>1</sup>	August 4, 2025
Fact discovery cut-off	To be set
Class certification motion and Plaintiff's class certification expert disclosures due	September 4, 2026
Defendant's motion to exclude Plaintiff's expert(s) due	December 3, 2026
Class certification opposition and Defendant's class certification expert disclosures due	December 3, 2026

<sup>1</sup> After this deadline, a party may still seek amendment, but must demonstrate good cause. Fed. R. Civ. P. 16(b)(4).

Event	Deadline
Plaintiff's opposition to Defendant's motion to exclude expert(s) due	January 14, 2027
Defendant's reply in support of excluding expert(s) due	February 1, 2027
Plaintiff's reply in support of class certification due	February 4, 2027
Plaintiff's motion to exclude Defendant's expert(s) due	To be set
Defendant's opposition to Plaintiff's motion to exclude expert(s) due	To be set
Plaintiff's reply in support of motion to exclude expert(s) due	To be set
Class certification expert discovery cut-off	To be set

Counsel may not modify these dates without leave of court. The parties shall comply with the Court's standing orders, which are available <https://cand.uscourts.gov/judges/tigar-jon-s-jst/>.

The Court sets a further case management conference on October 17, 2025 at 1:30 p.m. (because more than one conference will be set at that time, the conference may not begin precisely at 1:30 p.m.). The conference will proceed by video.

The parties must file a joint case management conference statement by October 10, 2025. For that statement only, the parties should disregard the local rules concerning the content of case management statements. Instead, the statement should be divided into two sections. The first section will address the status of the parties' discovery. The parties will first list any discovery propounded by the Plaintiffs, the status of that discovery, and any next steps required to complete the discovery or conclude any dispute regarding that discovery. The parties will then provide the same information regarding any discovery propounded by Defendants. The parties' statement must include completed discovery as well as open discovery, and should list any discovery that has been discussed between the parties, even if it has not yet been propounded. The second section of the statement will include a discussion of any other issues requiring the Court's attention or that bear on the progress of the case. All future case management statements shall follow this format unless the Court orders otherwise. At the conclusion of the conference, the Court will set the date and time of the next conference.


1 If the parties submit a proposed class action settlement for approval, they should ensure  
2 that they also submit sufficient information for the Court to evaluate the amount of the settlement  
3 compared to Plaintiffs' estimated potential recovery at trial. *See, e.g., Tobias v. NVIDIA Corp.*,  
4 No. 20-CV-06081-JST, 2025 WL 419859, at \*1 (N.D. Cal. Jan. 16, 2025). Information provided  
5 informally in connection with a mediation, and without the exchange of formal discovery, often  
6 does not allow counsel to satisfy this requirement.

7 The parties must take all necessary steps to conduct discovery, compel discovery, hire  
8 counsel, retain experts, and manage their calendars so that they can complete discovery in a timely  
9 manner and comply with the deadlines set by the Court. All counsel must arrange their calendars  
10 to accommodate these dates, or arrange to substitute or associate in counsel who can.

11 Requests for continuance are disfavored. The Court will not consider any event  
12 subsequently scheduled by a party, party-controlled witness, expert or attorney that conflicts with  
13 the above dates as good cause to grant a continuance. The Court will not consider the pendency of  
14 settlement discussions as good cause to grant a continuance.

15 **IT IS SO ORDERED.**

16 Dated: July 16, 2025

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18 JON S. TIGAR  
United States District Judge